

**Commonwealth of Massachusetts
HAMPDEN SUPERIOR COURT
Case Summary
Civil Docket**

Massa et al v Mardi Gras Entertainment Inc et al

Details for Docket: HDCV2010-00034

Case Information

Docket Number:	HDCV2010-00034	Caption:	Massa et al v Mard Entertainment Inc
Filing Date:	01/11/2010	Case Status:	Needs discovery
Status Date:	03/03/2010	Session:	Civil A - Ctrm 8
Lead Case:	NA	Case Type:	Complex

Tracking Deadlines

TRK:	F	Discovery:	06/15/2012
Service Date:	04/11/2010	Disposition:	11/02/2011
Rule 15:	06/10/2010	Rule 12/19/20:	06/10/2010
Final PTC:	09/06/2012	Rule 56:	08/31/2012
Answer Date:	05/11/2010	Jury Trial:	YES

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Answer Date:	05/11/2010	Jury Trial:	YES

Parties Involved

26 Parties Involved in Docket: HDCV2010-00034

Telephone:	617-994-5800	Tel Ext:	
Fascimile:	617-994-5801	Representing:	Cruz, Ramona (Plaintiff)
Attorney Involved:		Firm Name:	SEYF01
Last Name:	Miller	First Name:	Barry J
Address:	2 Seaport Lane, Suite 300	Address:	World Trade Center
City:	Boston	State:	MA
Zip Code:	02210	Zip Ext:	2028
Telephone:	617-946-4800	Tel Ext:	
Fascimile:	617-946-4801	Representing:	BSC Realty Inc, (Defendant)

Calendar Events

20 Calendar Events for Docket: HDCV2010-00034

No.	Event Date:	Event Time:	Calendar Event:	SES:	Event Status:
1	02/02/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
2	03/29/2010	09:00	Motion/Hearing: amend deadline	A	Event held as scheduled
3	04/20/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
4	05/18/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
5	06/04/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
6	09/07/2010	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
7	03/17/2011	09:00	Motion/Hearing: Compel	A	Event held as scheduled
8	03/24/2011	09:00	Motion/Hearing: Compel	A	Event held as scheduled
9	04/26/2011	14:00	Motion/Hearing: Compel	A	Event held as scheduled
10	05/06/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by court date
11	05/12/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by court date
12	05/16/2011	14:00	Conference: Trial Assignment	A	Event rescheduled by court date
13	09/29/2011	09:00	Motion/Hearing: miscellaneous	2	Event held as scheduled
14	10/11/2011	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
15	10/19/2011	09:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
16	11/16/2011	14:00	Motion/Hearing: miscellaneous	A	Event held as scheduled
17	11/22/2011	09:00	Motion/Hearing: amend complaint	A	Event held as scheduled

18	02/27/2012	09:00	Motion/Hearing: amend deadline	A	Event held as scheduled
19	04/02/2012	14:00	Conference: Trial Assignment	A	Event not held-Joint req
20	09/06/2012	14:00	Conference: Trial Assignment	A	

Full Docket Entries

205 Docket Entries for Docket: HDCV2010-00034

Entry Date:	Paper No:	Docket Entry:
01/11/2010	1	Complaint & civil action cover sheet filed
01/11/2010		Origin 1, Type A99, Track F.
02/01/2010	2	Atty Barry J Miller's notice of appearance for Mardi Gras
02/01/2010	2	Entertainment Inc, James Santaniello, Anthony Santaniello, Helen
02/01/2010	2	Santaniello
02/01/2010	3	Defendant Mardi Gras Entertainment Inc, James Santaniello, Anthony
02/01/2010	3	Santaniello, Helen Santaniello's MOTION for extension of time to
02/01/2010	3	respond to plffs' complaint.
02/02/2010		Motion (P#3) ALLOWED (C. Jeffrey Kinder, Justice) Notices faxed
02/02/2010		2/3/2010
02/17/2010	4	Amended complaint
02/23/2010	5	SERVICE RETURNED: Mardi Gras Entertainment Inc(Defendant)
02/23/2010	6	SERVICE RETURNED: James Santaniello(Defendant)
02/23/2010	7	SERVICE RETURNED: Anthony Santaniello(Defendant)
02/23/2010	8	SERVICE RETURNED: Helen Santaniello(Defendant)
03/01/2010	9	Atty Shannon E Liss-Riordan's notice of appearance for Madeline Ruiz,
03/01/2010	9	Paula Massa, Jennifer DeLugan, Gina Ginolfi, Robert Bruso, Robert
03/01/2010	9	Glavin, Maureen Rushby, Jessica Taylor
03/03/2010	10	Atty Anthony S Califano's notice of appearance for Mardi Gras
03/03/2010	10	Entertainment Inc, Worthington Shops, Inc., BSC Realty, Inc., Anthony
03/03/2010	10	Santaniello, Helen Santaniello and James Santaniello
03/03/2010	11	Atty Ariel D Cudkowicz's notice of appearance for Mardi Gras
03/03/2010	11	Entertainment Inc, Worthington Shops Inc, BSC Realty, Inc., Anthony
03/03/2010	11	Santaniello, Helen Santaniello and James Santaniello
03/03/2010	12	ANSWER (amended complaint): Mardi Gras Entertainment Inc, James
03/03/2010	12	Santaniello, Anthony Santaniello, Helen Santaniello, Worthington
03/03/2010	12	Shops Inc, Bsc Realty Inc and COUNTERCLAIM vs Robert Bruso, Robert
03/03/2010	12	Glavin, Madeline Ruiz, Paula Massa, Andrea Walshaw, Jennifer Delugan,
03/03/2010	12	and Gina Ginolfi.
03/26/2010	13	Plaintiffs' MOTION to extend time for to respond to defendants

03/26/2010 13 request for admissions.

03/29/2010 13 Stipulation of dismissal with prejudice as to the COUNTERCLAIMS asserted by the defendants in counterclaim against plaintiff in counterclaim Andrea Walshaw.

04/01/2010 (P#13)(dated 3/29/10) ALLOWED (C. Jeffrey Kinder, Justice) Notices faxed 4/1/2010

04/06/2010 14 Court received a letter from Atty Ariel D. Cudkowicz for a request to file a reply in support of Motion to Transfer.

04/08/2010 (P#14) ALLOWED- no more than 5 pages (C. J. Moriarty, Justice) fx 4/8/2010

04/14/2010 15 Defendants Mardi Gras Entertainment Inc, James Santaniello, Anthony Santaniello, Helen Santaniello, Worthington Shops Inc, Bsc Realty Inc's MOTION to transfer case to the presiding justice of the Business Litigation Session of the Suffolk Superior Court (BLS).

04/20/2010 16 ANSWER by Madeline Ruiz, Paula Massa, Robert Bruso, Robert Glavin, Jennifer DeLugan, Gina Ginolfi to COUNTERCLAIM of Mardi Gras Entertainment Inc, James Santaniello, Anthony Santaniello, Helen Santaniello, Worthington Shops Inc, Bsc Realty Inc

04/27/2010 (P#15)(dated 4/20/10) For the reasons outlined in Plaintiff's Opposition, I am not persuaded that the issues in this case are sufficiently complex to warrant transfer to the Business Litigation Section. Accordingly, the Motion to Transfer is DENIED (C. Jeffrey Kinder, Justice) Notices faxed 4/27/2010

05/14/2010 17 Plaintiffs MOTION for extension of time to respond to defendants requests for admissions.

05/18/2010 Motion (P#17) ALLOWED (Tina Page, Justice) Notices faxed 5/19/2010

06/01/2010 18 Stipulation of dismissal with prejudice as to plaintiff Jennifer DeLugan and as to all counterclaims.

06/04/2010 19 Defendants' REQUEST for leave to file a concise reply brief in further support of their partial motion to dismiss and REQUEST for sanctions.

06/07/2010 Request p#19 (Dated 6/4/2010) ALLOWED. (Tina S. Page, Justice) fx: 6/7/2010

06/17/2010 20 Defendant Mardi Gras Entertainment Inc, James Santaniello, Anthony Santaniello, Helen Santaniello, Worthington Shops Inc, Bsc Realty Inc's MOTION to Dismiss (MRCP 12b) Count IX

08/25/2010 21 Stipulation of partial dismissal as to Bsc Realty Inc.

09/01/2010 22 Atty Stephen S. Churchill's notice of appearance for all plaintiffs.

09/01/2010 23 MOTION of plaintiff's counsel Stephen S. Churchill, for admission of

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 09/01/2010 23 " Robert Starr Esq." pro hac vice. -- Assented to.
 09/01/2010 24 Stipulation of dismissal as to plaintiff and defendant in
 09/01/2010 24 counterclaim Robert Glavin, with prejudice, without costs.
 09/07/2010 (P#23) ALLOWED (Constance Sweeney, Justice). Notices faxed 9/8/2010
 11/08/2010 25 Joint MOTION to extend tracking order; Discovery deadline on or
 11/08/2010 25 before May 9, 2011 and Dispositive motions on or before July 11, 2011.
 11/10/2010 Motion (P#25) ALLOWED. The clerk will also establish a new PTC date.
 11/10/2010 (Constance Sweeney, Justice) Notices faxed 11/10/2010
 11/16/2010 26 Plaintiffs' assented to motion to file second amended complaint.
 12/03/2010 (dated 11/29/2010) (P#26) ALLOWED (Constance Sweeney, Justice)
 12/03/2010 Notices faxed 12/3/2010
 12/03/2010 27 Second amended complaint
 12/06/2010 28 ANSWER (second amended complaint): Mardi Gras Entertainment Inc,
 12/06/2010 28 Worthington Shops Inc, James Santaniello, Anthony Santaniello, Helen
 12/06/2010 28 Santaniello and COUNTERCLAIM vs Robert Bruso, Madeline Ruiz, Paula
 12/06/2010 28 Massa, Gina Ginolfi, Ramona Cruz
 01/13/2011 29 Plaintiffs' MOTION for extension of time to respond to defendants'
 01/13/2011 29 requests for admissions until February 4, 2011. , assented to.
 02/03/2011 30 Stipulation of dismissal with prejudice, as to Plaintiff and
 02/03/2011 30 Defendant-in-counterclaim Gina Ginolfi.
 03/07/2011 31 Court received letter from defendants requesting permission to file
 03/07/2011 31 reply to plffs.' opposition to defts.' motion to compel.
 (P#31) ALLOWED not to exceed 5 pages. (C Jeffrey Kinder, Justice)
 03/08/2011 Notices faxed 3/9/2011
 03/15/2011 32 Defendants Mardi Gras Entertainment Inc, Worthington Shops Inc, Jame
 03/15/2011 32 Santaniello, Anthony Santaniello, Helen Santaniello's MOTION to
 03/15/2011 32 compel Discovery
 (P#32)(dated 3/17/11) DENIED without prejudice for failure to comply
 03/23/2011 with Superior Court Rule 9C. (C Jeffrey Kinder, Justice) Notices
 03/23/2011 faxed/mailed 3/23/2011
 03/23/2011 33 Certificate of Compliance with Superior Court Rule 9C regarding
 03/23/2011 33 motion to compel of defts. Mardi Gras Entertainment Inc. and
 03/23/2011 33 Worthington Shops Inc.
 03/24/2011 Motion (P#32) Having received the certificate of compliance with Rule
 03/24/2011 9C, inadvertently omitted previously, the motion will be scheduled
 03/24/2011 for hearing by the clerk's office (C Jeffrey Kinder, Justice).
 03/24/2011 Notices fx 3/24/2011
 04/01/2011 34 Defts.' emergency MOTION to extend briefing schedule on plffs.'
 04/01/2011 34 motions for summary judgment and class certification pending
 04/01/2011 34 completion of previously noticed discovery.
 04/01/2011 35 Defts.' memorandum of law in support of their emergency motion to

04/01/2011 35 extend briefing schedule.

04/04/2011 36 Pliffs.' opposition to defts.' motion to extend briefing schedule

04/13/2011 37 Notice sent to appear for pre-trial conference on 5/16/2011(faxed) (P#32)(dated 4/26/11) After hearing, the motion is ALLOWED in part and DENIED in part. Before the Court is the Defendant's Motion to Compel. After hearing, the motion is allowed in part, and denied in part, as follow: As to the interrogatories, the plaintiffs shall respond as requested, however, each plaintiff will only be required to respond for those year during which the respective plaintiff also worked for the defendants. As to the document requests, the plaintiffs shall respond as requested, however, each plaintiff will only be required to respond for those years during which the respective plaintiff also worked for the defendants, and as to the requested "federal and state tax returns", the plaintiffs need only to produce W-2's, 1099's and Schedule C's. As to documents concerning "any criminal charge filed against you", the plaintiffs shall produce only such documents resulting in a conviction. (Richard J. Carey, Justice). mailed 4/28/11

04/28/2011 (P#34)(dated 4/26/11) The deadline for discovery is extended until 10/7/11. (Richard J. Carey, Justice). Notices mailed 4/28/2011

04/28/2011

09/21/2011 37 Atty William J Brown Jr's notice of appearance for Ramona Cruz,
09/21/2011 37 Ramona Rogers

09/29/2011 38 Pliffs' emergency MOTION for a protective order barring ex parte settlement communications between defendants, or any of their agents or attorneys, and any class members.

09/29/2011 39 Joint MOTION for entry of Temporary Order.

09/29/2011 Motion (P#39) ALLOWED (Peter A. Velis, Justice) Notices faxed 9/29/2011

09/29/2011 40 Stipulation and Order. (Peter A. Velis, Justice)

10/05/2011 41 Plaintiff's request for leave to file a reply to defendants opposition to plaintiff's motion for leave to file a Third Amended Complaint.

10/11/2011 (P#41) ALLOWED- Not to Exceed 10 pages. (Constance M Sweeney, Justice) Notices fx: & m. 10/13/2011

10/17/2011 42 Court received Plaintiffs' request to file a reply to the defendants opposition to plaintiffs emergency motion for protective order.

10/24/2011 43 Defts' Request for leave to file a concise reply brief in further support of their motion for protective order regarding Disclosure of Confidential Settlement Communications.

10/24/2011 43 Request (P#42) ALLOWED. Not to exceed 10 pages. (Constance M Sweene

10/25/2011 Justice) Notices faxed 10/25/2011
10/25/2011 44 Plaintiffs' MOTION to amend complaint to add "Leslie Campbell, Aimee Matthews, Jessica Ellen Wright and Amanda Shumway" as party
10/25/2011 44 plaintiffs, drops named plaintiffs Madeline Ruiz, Ramona Cruz and Ramona Rogers, and to add again "BSC Realty, Inc." as party defendant
11/02/2011 (P#43)(dated 10/25/11) ALLOWED. Not to exceed 10 pages. (Constance Sweeney, Justice) Notices faxed 11/2/2011
11/09/2011 45 Defendants/Plffs.' in counterclaim Mardi Gras Entertainment, Inc.,
11/09/2011 45 Worthington Shops, Inc., Anthony Santaniello, Helen Santaniello, and
11/09/2011 45 James Santaniello's emergency MOTION to lift the Stipulation and
11/09/2011 45 Order dated September 29, 2011. -- See #40

11/09/2011 46 Defendants and plffs. in counterclaim, Mardi Gras Entertainment, Inc., Worthington Shops, Inc., Anthony Santaniello, Helen
11/09/2011 46 Santaniello, and James Santaniello's Opposition to plaintiffs'
11/09/2011 46 emergency motion for protective order.
11/09/2011 47 Defendants Mardi Gras Entertainment Inc, Worthington Shops Inc, Jame
11/09/2011 47 Santaniello, Anthony Santaniello, Helen Santaniello's MOTION for
11/09/2011 47 Protective Order regarding disclosure of confidential settelement
11/09/2011 47 communications.
11/10/2011 48 Plffs.' response to defts.' emergency motion to lift Stipulation and
11/10/2011 48 Order dated Sept. 29, 2011
(P#45) Schedule for hearing for 11/16/11. I expect argument to be
11/14/2011 less agitated than the written memoranda. (Constance M Sweeney,
11/14/2011 Justice). Notices fx: & M. 11/14/2011
11/14/2011 49 Notice sent to appear on 11/16/2011 at 2:00 p.m. for a hearing on #45
11/14/2011 49 & #48. fx: & m. 11/14/2011
12/09/2011 (dated 11/17/11) Motion (P#45) ALLOWED (Constance M Sweeney, Justi
12/09/2011 Notices faxed & mailed 12/9/2011
12/09/2011 (dated 11/17/11) Motion (P#47) DENIED. The plaintiffs discovery is
12/09/2011 likely to lead to relevant evidence of whether or not individuals who
12/09/2011 were formerly plaintiffs in the case were coerced into dropping their
12/09/2011 claims. (Constance M Sweeney, Justice) Notices faxed & mailed
12/09/2011 12/9/2011
12/09/2011 (dated 11/22/11) Motion (P#44) ALLOWED. However it is not at all
12/09/2011 clear that this current amendment is in the interest of justice.
12/09/2011 Several putative class members have withdrawn from the case. There is
12/09/2011 at best confusion over whether a retaliation claim in the amended
12/09/2011 complaint is effectively the same claim that was earlier w/drawn. I
12/09/2011 will allow the parties until 5/7/12 to conduct further discovery
12/09/2011 including on all of the issues raised in the defendant's opposition
12/09/2011

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to the motion. At that time the defendants may move for dispositive relief if they are so inclined. (Constance M Sweeney, Justice)
Notices faxed & mailed 12/9/2011
12/16/2011 50 Third Amended complaint
01/17/2012 51 ANSWER (third amended complaint): Mardi Gras Entertainment Inc,
01/17/2012 51 Worthington Shops Inc, James Santaniello, Anthony Santaniello, Helen
01/17/2012 51 Santaniello, BSC Realty Inc and AMENDED COUNTERCLAIMS vs Robert
01/17/2012 51 Bruso, Paula Raposa, Amanda Shumway & Jessica Ellen Wright
02/06/2012 52 ANSWER by Robert Bruso, Amanda Shumway, Jessica Ellen Wright, Paul
02/06/2012 52 Raposa to AMENDED COUNTERCLAIMS of Mardi Gras Entertainment Inc,
02/06/2012 52 James Santaniello, Anthony Santaniello, Helen Santaniello
02/23/2012 53 Parties joint MOTION to amend tracking order for Discovery, Rule 56
02/23/2012 53 Motions and the Pre-Trial Conference hearing to September 4, 2012.
(P#53) ALLOWED (C Jeffrey Kinder, Justice) Notices faxed/mailed
02/27/2012 2/28/2012
